

House Bill 812

By: Representatives Ray of the 136th and Talton of the 145th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 9 of Title 51 of the Official Code of Georgia Annotated, relating to
2 injuries to real estate, so as to provide for liability of owners of trees that fall upon the lands
3 of others; to provide for applicability; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

5 Chapter 9 of Title 51 of the Official Code of Georgia Annotated, relating to injuries to real
6 estate, is amended by adding a new Code section to read as follows:

7 "51-9-12.

8 The owner of any tree growing on the land shall be liable for damage or injury to the
9 property or person of another caused by the falling of such tree or any part thereof onto the
10 adjoining land of another, without regard to the cause of such falling, the condition of the
11 tree, or the tree owner's knowledge of such condition."

SECTION 2.

12 This Act shall apply to causes of action arising on or after the date this Act becomes
13 effective.

SECTION 3.

14 All laws and parts of laws in conflict with this Act are repealed.